



A RESOLUTION

02-R-1721

BY CITY UTILITIES COMMITTEE

AUTHORIZING THE MAYOR TO EXECUTE RIGHTS OF ENTRY IN FAVOR OF THE GEORGIA DEPARTMENT OF TRANSPORTATION AND AS NEEDED TO ACCOMPLISH THE 17TH STREET BRIDGE AND EXTENSION PROJECT IN THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.

WHEREAS, the Georgia Department of Transportation ("GDOT") is constructing the 17th Street Extension and Bridge Project (the "Project") in the City of Atlanta; and

WHEREAS, time is of the essence with the Project so that the 17th Street bridge will be open to traffic prior to issuance of certificates of occupancy for any developments at that certain project known as the Atlantic Station project ("Atlantic Station"); and

WHEREAS, on April 24, 2001, the City of Atlanta and GDOT entered into an agreement (the "Agreement") in which the City agreed to participate in the Project and to undertake certain actions needed to accomplish the Project; and

WHEREAS, Section 1 of the Agreement provides, in part, that the City "shall perform the acquisition of all required rights of way and/or easements needed for the Project;" and

WHEREAS, the City of Atlanta owns two parcels on Bishop Street near the intersection of Northside Drive; access to these two parcels is needed by GDOT in order to accomplish certain tasks with respect to the funding and construction of the Project; and

WHEREAS, the Council now desires to authorize the Mayor to execute appropriate Rights of Entry for the two Bishop Street parcels in favor of GDOT and to facilitate construction of the Project.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY RESOLVES as follows:

Section 1. The Mayor is authorized to execute appropriate Rights of Entry in favor of GDOT for the two Bishop Street parcels.

Section 2. The City Attorney is authorized to review and approval all such Rights of Entry as to form.

Section 3. That the Rights of Entry for the two Bishop Street Parcels will not be binding upon the City and the City will incur no liability under them until they have been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to GDOT.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

OCT 07, 2002
OCT 15, 2002

RCS# 4094
10/07/02
4:50 PM

Atlanta City Council

Regular Session

02-R-1721 Execute Rights of Entry in Favor of GA
DOT for 17th St. Bridge Extension Proj
ADOPT

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	NV Moore	Y Mitchell
Y Starnes	Y Fauver	B Martin	Y Norwood
NV Young	Y Shook	Y Maddox	NV Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

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(Do Not Write Above This Line)

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ADOPTED BY

OCT 07 2002

COUNCIL

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☐ PERSONAL PAPER REFER

Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Members

Refer To

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

OCT 07 2002

OCT 07 2002

MAYOR'S ACTION

OCT 15 2002

MAYOR